

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2009-173845-001 DT

10/07/2013

HONORABLE DAVID B. GASS

CLERK OF THE COURT  
E. Aguilar  
Deputy

STATE OF ARIZONA

KAREN L PUGH  
MARYANN MCKESSY

v.

DANNY WISE (001)

DIEGO RODRIGUEZ  
JOHN W BLISCHAK

COURT ADMIN-CRIMINAL-CCC  
PRETRIAL SERVICES AGENCY-CCC

**TRIAL MINUTE ENTRY**  
**DAY 19**

Courtroom CCB 903

State's Attorney:	Maryanne McKessy
Defendant's Attorney:	John Blischak
Defendant:	Present
Court Reporter:	Luz Franco

9:55 a.m. Let the Record Reflect that the jury is all present in the jury room and commence their deliberations.

The Court has received a written jury question during deliberations. Same is discussed by Court and counsel. The parties agree to a response and it is submitted to the jury.

FILED: Jury Deliberation Question (1).

12:00 p.m. The jury has reached a verdict, court stands at recess until 1:30 p.m.

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1:35 p.m. The Court reconvenes with respective counsel and Defendant present.

Court Reporter, Luz Franco is present.

1:39 p.m. The jury is all present in the jury box and by their foreperson return into Court their verdict, which is read and recorded by the clerk and are as follows:

We, the Jury, duly empanelled and sworn in the above-entitled action, upon our oaths, do find the Defendant as to **Count 1 – Theft** (to wit: on or about the 20th day of June 2006, (Arthur Kreitenberg and/or Melissa Kreitenberg) as follows:

**X** **Guilty**

Signed Presiding Juror 10

We, the Jury, duly empanelled and sworn in the above-entitled action, upon our oaths, do find the Defendant as to **Count 2 – Theft** (to wit: on or about the 15th day of September 2006, (Arthur Kreitenberg and/or Melissa Kreitenberg) as follows:

**X** **Guilty**

Signed Presiding Juror 10

We, the Jury, duly empanelled and sworn in the above-entitled action, upon our oaths, do find the Defendant as to **Count 3 – Theft** (to wit: on or about the 25th day of September 2006, (Arthur Kreitenberg and/or Melissa Kreitenberg) as follows:

**X** **Guilty**

Signed Presiding Juror 10

We, the Jury, duly empanelled and sworn in the above-entitled action, upon our oaths, do find the Defendant as to **Count 4 – Theft** (to wit: on or about the 2nd day of October 2006, (Arthur Kreitenberg and/or Melissa Kreitenberg) as follows:

**X** **Guilty**

Signed Presiding Juror 10

We, the Jury, duly empanelled and sworn in the above-entitled action, upon our oaths, do find the Defendant as to **Count 5 – Theft** (to wit: on or about the 18<sup>th</sup> day of January 2007, (Arthur Kreitenberg and/or Melissa Kreitenberg) as follows:

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**X Guilty**

Signed Presiding Juror 10

We, the Jury, duly empanelled and sworn in the above-entitled action, upon our oaths, do find the Defendant as to **Count 6 – Theft** (to wit: on or about the 22<sup>nd</sup> day of January 2007, (Arthur Kreitenberg and/or Melissa Kreitenberg) as follows:

**X Guilty**

Signed Presiding Juror 10

We, the Jury, duly empanelled and sworn in the above-entitled action, upon our oaths, do find the Defendant as to **Count 7 – Theft** (to wit: on or about the 29th day of January 2007, (Arthur Kreitenberg and/or Melissa Kreitenberg) as follows:

**X Guilty**

Signed Presiding Juror 10

We, the Jury, duly empanelled and sworn in the above-entitled action, upon our oaths, do find the Defendant as to **Count 8 – Theft** (to wit: on or about the 20<sup>th</sup> day of September 2007, (Arthur Kreitenberg and/or Melissa Kreitenberg) as follows:

**X Guilty**

Signed Presiding Juror 10

We, the Jury, duly empanelled and sworn in the above-entitled action, upon our oaths, do find the Defendant as to **Count 9 – Theft** (to wit: on or about the 24th day of September 2007, (Arthur Kreitenberg and/or Melissa Kreitenberg) as follows:

**X Guilty**

Signed Presiding Juror 10

We, the Jury, duly empanelled and sworn in the above-entitled action, upon our oaths, do find the Defendant as to **Count 10 – Theft** (to wit: on or about the 2<sup>nd</sup> day of October 2007, (Arthur Kreitenberg and/or Melissa Kreitenberg) as follows:

**X Guilty**

Signed Presiding Juror 10

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We, the Jury, duly empanelled and sworn in the above-entitled action, upon our oaths, do find the Defendant as to **Count 11 – Theft** (to wit: on or about the 9<sup>th</sup> day of October 2007, (Arthur Kreitenberg and/or Melissa Kreitenberg) as follows:

**X** **Guilty**

Signed Presiding Juror 10

We, the Jury, duly empanelled and sworn in the above-entitled action, upon our oaths, do find the Defendant as to **Count 12 – Theft** (to wit: on or about the 11<sup>th</sup> day of January 2008, (Arthur Kreitenberg and/or Melissa Kreitenberg) as follows:

**X** **Guilty**

Signed Presiding Juror 10

We, the Jury, duly empanelled and sworn in the above-entitled action, upon our oaths, do find the Defendant as to **Count 13 – Theft** (to wit: on or about the 25<sup>th</sup> day of January 2008, (Arthur Kreitenberg and/or Melissa Kreitenberg) as follows:

**X** **Guilty**

Signed Presiding Juror 10

We, the Jury, duly empanelled and sworn in the above-entitled action, upon our oaths, do find the Defendant as to **Count 14 – Theft** (to wit: on or about the 18<sup>th</sup> day of April 2008, (Arthur Kreitenberg and/or Melissa Kreitenberg) as follows:

**X** **Guilty**

Signed Presiding Juror 10

We, the Jury, duly empanelled and sworn in the above-entitled action, upon our oaths, do find the Defendant as to **Count 15 – Theft** (to wit: on or about the 24<sup>th</sup> day of April 2008, (Arthur Kreitenberg and/or Melissa Kreitenberg) as follows:

**X** **Guilty**

Signed Presiding Juror 10

We, the Jury, duly empanelled and sworn in the above-entitled action, upon our oaths, do find the Defendant as to **Count 16 – Theft** (to wit: on or about the 12<sup>th</sup> day of May 2008, (Arthur Kreitenberg and/or Melissa Kreitenberg) as follows:

**X** **Guilty**

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Signed Presiding Juror 10

We, the Jury, duly empanelled and sworn in the above-entitled action, upon our oaths, do find the Defendant as to **Count 17 – Fraudulent Schemes and Artifices** (to wit: on or between the 20<sup>th</sup> day of June 2006 and the 12th day of May 2008, (Arthur Kreitenberg and/or Melissa Kreitenberg) as follows:

**X** **Guilty**

Signed Presiding Juror 10

We, the Jury, duly empanelled and sworn in the above-entitled action, upon our oaths, do find the Defendant as to **Count 18 – Fraudulent Schemes and Artifices** (to wit: on or about the 21<sup>st</sup> day of April 2008, (Francesco Chierici / Hillary Chierici) as follows:

**X** **Guilty**

Signed Presiding Juror 10

We, the Jury, duly empanelled and sworn in the above-entitled action, upon our oaths, do find the Defendant as to **Count 19 – Theft** (to wit: on or about the 25th day of September 2006, (Francesco Chierici / Hillary Chierici) as follows:

**X** **Guilty**

Signed Presiding Juror 10

We, the Jury, duly empanelled and sworn in the above-entitled action, upon our oaths, do find the Defendant as to **Count 20 – Theft** (to wit: on or about the 13<sup>th</sup> day of April 2007, (Elissa Gillespie and/or Sean Gillespie) as follows:

**X** **Guilty**

Signed Presiding Juror 10

We, the Jury, duly empanelled and sworn in the above-entitled action, upon our oaths, do find the Defendant as to **Count 21 – Theft** (to wit: on or about the 13<sup>th</sup> day of April 2007, (Elissa Gillespie and/or Sean Gillespie) as follows:

**X** **Guilty**

Signed Presiding Juror 10

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We, the Jury, duly empanelled and sworn in the above-entitled action, upon our oaths, do find the Defendant as to **Count 22 – Theft** (to wit: on or about the 17<sup>th</sup> day of January 2007, (Elissa Gillespie and/or Sean Gillespie) as follows:

**X** **Guilty**

Signed Presiding Juror 10

We, the Jury, duly empanelled and sworn in the above-entitled action, upon our oaths, do find the Defendant as to **Count 23 – Fraudulent Schemes and Artifices** (to wit: on or about the 17<sup>th</sup> day of January 2007, (Elissa Gillespie and/or Sean Gillespie) as follows:

**X** **Guilty**

Signed Presiding Juror 10

We, the Jury, duly empanelled and sworn in the above-entitled action, upon our oaths, do find the Defendant as to **Count 24 – Theft** (to wit: on or about the 19<sup>th</sup> day of December 2007, (Elissa Gillespie and/or Sean Gillespie) as follows:

**X** **Guilty**

Signed Presiding Juror 10

We, the Jury, duly empanelled and sworn in the above-entitled action, upon our oaths, do find the Defendant as to **Count 25 – Fraudulent Schemes and Artifices** (to wit: on or about the 19<sup>th</sup> day of December 2007, (Elissa Gillespie and/or Sean Gillespie) as follows:

**X** **Guilty**

Signed Presiding Juror 10

We, the Jury, duly empanelled and sworn in the above-entitled action, upon our oaths, do find the Defendant as to **Count 26 – Theft** (to wit: on or about the 22<sup>nd</sup> day of April 2008, (Carl R. Farless) as follows:

**X** **Guilty**

Signed Presiding Juror 10

We, the Jury, duly empanelled and sworn in the above-entitled action, upon our oaths, do find the Defendant as to **Count 27 – Theft** (to wit: on or about the 11<sup>th</sup> day of August 2008, (Carl R. Farless) as follows:

**X** **Guilty**

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Signed Presiding Juror 10

We, the Jury, duly empanelled and sworn in the above-entitled action, upon our oaths, do find the Defendant as to **Count 28 – Fraudulent Schemes and Artifices** (to wit: on or between the 22<sup>nd</sup> day April 2008 and the 11<sup>th</sup> day of August 2008, (Carl R. Farless) as follows:

**X** **Guilty**

Signed Presiding Juror 10

We, the Jury, duly empanelled and sworn in the above-entitled action, upon our oaths, do find the Defendant as to **Count 29 – Fraudulent Schemes and Artifices** (to wit: on or about the on or between the 15<sup>th</sup> day of April 2008 and the 10<sup>th</sup> day of March 2009 (Beth Steil) as follows:

**X** **Guilty**

Signed Presiding Juror 10

We, the Jury, duly empanelled and sworn in the above-entitled action, upon our oaths, do find the Defendant as to **Count 30 – Fraudulent Schemes and Artifices** (to wit: on or between the 15<sup>th</sup> day of April 2008 and the 12<sup>th</sup> day of September 2009, (Neil Brody) as follows:

**X** **Guilty**

Signed Presiding Juror 10

The jurors reply that these are their true verdicts.

FILED: Verdicts

2:04 p.m. The jury leaves the courtroom and Court stands at recess.

2:13 p.m. The Court reconvenes with respective counsel and Defendant present.

Court Reporter, Luz Franco is present.

LET THE RECORD REFLECT both counsel review and approve the Aggravation Verdict forms.

2:17 p.m. The jury enters the courtroom.

Aggravation Phase

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The jury is instructed by the Court as to the law regarding the aggravating circumstances.

FILED: Aggravating Circumstances Jury Instructions

Oral argument is presented.

3:05 p.m. The jury retires in charge of their sworn Bailiff to consider their Aggravation Phase verdicts. Court stands at recess.

3:59 p.m. The Court reconvenes with respective counsel and Defendant present.

Court Reporter, Luz Franco is present.

4:05 p.m. The jury enters the courtroom.

The jury is all present in the jury box and by their foreperson return into Court their Aggravation Circumstances Verdicts, which are read and recorded by the clerk and are as follows:

We, the jury, duly empanelled and sworn, upon our oaths do find the Defendant Dan Wise as to **Count 1: Theft**, do find as to the alleged aggravating circumstances by the "X" mark below as follows:

**X Proven** – The offense involved the taking of or damage to property in an amount sufficient to be an aggravating circumstance.

**X Proven** – The Defendant committed the offense as consideration for the receipt, or in the expectation of the receipt, of anything of pecuniary value.

**X Proven** – The offense cause physical, emotional, or financial harm to the victim.

Signed Presiding Juror# 10

We, the jury, duly empanelled and sworn, upon our oaths do find the Defendant Dan Wise as to **Count 2: Theft**, do find as to the alleged aggravating circumstances by the "X" mark below as follows:

**X Proven** – The offense involved the taking of or damage to property in an amount sufficient to be an aggravating circumstance.



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**X Proven** – The Defendant committed the offense as consideration for the receipt, or in the expectation of the receipt, of anything of pecuniary value.

**X Proven** – The offense cause physical, emotional, or financial harm to the victim.

Signed Presiding Juror# 10

We, the jury, duly empanelled and sworn, upon our oaths do find the Defendant Dan Wise as to **Count 3: Theft**, do find as to the alleged aggravating circumstances by the “X” mark below as follows:

**X Proven** – The offense involved the taking of or damage to property in an amount sufficient to be an aggravating circumstance.

**X Proven** – The Defendant committed the offense as consideration for the receipt, or in the expectation of the receipt, of anything of pecuniary value.

**X Proven** – The offense cause physical, emotional, or financial harm to the victim.

Signed Presiding Juror# 10

We, the jury, duly empanelled and sworn, upon our oaths do find the Defendant Dan Wise as to **Count 4: Theft**, do find as to the alleged aggravating circumstances by the “X” mark below as follows:

**X Proven** – The offense involved the taking of or damage to property in an amount sufficient to be an aggravating circumstance.

**X Proven** – The Defendant committed the offense as consideration for the receipt, or in the expectation of the receipt, of anything of pecuniary value.

**X Proven** – The offense cause physical, emotional, or financial harm to the victim.

Signed Presiding Juror# 10

We, the jury, duly empanelled and sworn, upon our oaths do find the Defendant Dan Wise as to **Count 5: Theft**, do find as to the alleged aggravating circumstances by the “X” mark below as follows:

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**X Proven** – The offense involved the taking of or damage to property in an amount sufficient to be an aggravating circumstance.

**X Proven** – The Defendant committed the offense as consideration for the receipt, or in the expectation of the receipt, of anything of pecuniary value.

**X Proven** – The offense cause physical, emotional, or financial harm to the victim.

Signed Presiding Juror# 10

We, the jury, duly empanelled and sworn, upon our oaths do find the Defendant Dan Wise as to **Count 6: Theft**, do find as to the alleged aggravating circumstances by the “X” mark below as follows:

**X Proven** – The offense involved the taking of or damage to property in an amount sufficient to be an aggravating circumstance.

**X Proven** – The Defendant committed the offense as consideration for the receipt, or in the expectation of the receipt, of anything of pecuniary value.

**X Proven** – The offense cause physical, emotional, or financial harm to the victim.

Signed Presiding Juror# 10

We, the jury, duly empanelled and sworn, upon our oaths do find the Defendant Dan Wise as to **Count 7: Theft**, do find as to the alleged aggravating circumstances by the “X” mark below as follows:

**X Proven** – The offense involved the taking of or damage to property in an amount sufficient to be an aggravating circumstance.

**X Proven** – The Defendant committed the offense as consideration for the receipt, or in the expectation of the receipt, of anything of pecuniary value.

**X Proven** – The offense cause physical, emotional, or financial harm to the victim.

Signed Presiding Juror# 10

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We, the jury, duly empanelled and sworn, upon our oaths do find the Defendant Dan Wise as to **Count 8: Theft**, do find as to the alleged aggravating circumstances by the “X” mark below as follows:

**X Proven** – The offense involved the taking of or damage to property in an amount sufficient to be an aggravating circumstance.

**X Proven** – The Defendant committed the offense as consideration for the receipt, or in the expectation of the receipt, of anything of pecuniary value.

**X Proven** – The offense cause physical, emotional, or financial harm to the victim.

Signed Presiding Juror# 10

We, the jury, duly empanelled and sworn, upon our oaths do find the Defendant Dan Wise as to **Count 9: Theft**, do find as to the alleged aggravating circumstances by the “X” mark below as follows:

**X Proven** – The offense involved the taking of or damage to property in an amount sufficient to be an aggravating circumstance.

**X Proven** – The Defendant committed the offense as consideration for the receipt, or in the expectation of the receipt, of anything of pecuniary value.

**X Proven** – The offense cause physical, emotional, or financial harm to the victim.

Signed Presiding Juror# 10

We, the jury, duly empanelled and sworn, upon our oaths do find the Defendant Dan Wise as to **Count 11: Theft**, do find as to the alleged aggravating circumstances by the “X” mark below as follows:

**X Proven** – The offense involved the taking of or damage to property in an amount sufficient to be an aggravating circumstance.

**X Proven** – The Defendant committed the offense as consideration for the receipt, or in the expectation of the receipt, of anything of pecuniary value.

**X Proven** – The offense cause physical, emotional, or financial harm to the victim.

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Signed Presiding Juror# 10

We, the jury, duly empanelled and sworn, upon our oaths do find the Defendant Dan Wise as to **Count 12: Theft**, do find as to the alleged aggravating circumstances by the "X" mark below as follows:

**X Proven** – The offense involved the taking of or damage to property in an amount sufficient to be an aggravating circumstance.

**X Proven** – The Defendant committed the offense as consideration for the receipt, or in the expectation of the receipt, of anything of pecuniary value.

**X Proven** – The offense cause physical, emotional, or financial harm to the victim.

Signed Presiding Juror# 10

We, the jury, duly empanelled and sworn, upon our oaths do find the Defendant Dan Wise as to **Count 13: Theft**, do find as to the alleged aggravating circumstances by the "X" mark below as follows:

**X Proven** – The offense involved the taking of or damage to property in an amount sufficient to be an aggravating circumstance.

**X Proven** – The Defendant committed the offense as consideration for the receipt, or in the expectation of the receipt, of anything of pecuniary value.

**X Proven** – The offense cause physical, emotional, or financial harm to the victim.

Signed Presiding Juror# 10

We, the jury, duly empanelled and sworn, upon our oaths do find the Defendant Dan Wise as to **Count 14: Theft**, do find as to the alleged aggravating circumstances by the "X" mark below as follows:

**X Proven** – The offense involved the taking of or damage to property in an amount sufficient to be an aggravating circumstance.

**X Proven** – The Defendant committed the offense as consideration for the receipt, or in the expectation of the receipt, of anything of pecuniary value.

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**X Proven** – The offense cause physical, emotional, or financial harm to the victim.

Signed Presiding Juror# 10

We, the jury, duly empanelled and sworn, upon our oaths do find the Defendant Dan Wise as to **Count 15: Theft**, do find as to the alleged aggravating circumstances by the “X” mark below as follows:

**X Proven** – The offense involved the taking of or damage to property in an amount sufficient to be an aggravating circumstance.

**X Proven** – The Defendant committed the offense as consideration for the receipt, or in the expectation of the receipt, of anything of pecuniary value.

**X Proven** – The offense cause physical, emotional, or financial harm to the victim.

Signed Presiding Juror# 10

We, the jury, duly empanelled and sworn, upon our oaths do find the Defendant Dan Wise as to **Count 16: Theft**, do find as to the alleged aggravating circumstances by the “X” mark below as follows:

**X Proven** – The offense involved the taking of or damage to property in an amount sufficient to be an aggravating circumstance.

**X Proven** – The Defendant committed the offense as consideration for the receipt, or in the expectation of the receipt, of anything of pecuniary value.

**X Proven** – The offense cause physical, emotional, or financial harm to the victim.

Signed Presiding Juror# 10

We, the jury, duly empanelled and sworn, upon our oaths do find the Defendant Dan Wise as to **Count 17: Fraudulent Schemes and Artifices**, do find as to the alleged aggravating circumstances by the “X” mark below as follows:

**X Proven** – The offense involved the taking of or damage to property in an amount sufficient to be an aggravating circumstance.

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**X Proven** – The Defendant committed the offense as consideration for the receipt, or in the expectation of the receipt, of anything of pecuniary value.

**X Proven** – The offense cause physical, emotional, or financial harm to the victim.

Signed Presiding Juror# 10

We, the jury, duly empanelled and sworn, upon our oaths do find the Defendant Dan Wise as to **Count 18: Fraudulent Schemes and Artifices,,** do find as to the alleged aggravating circumstances by the “X” mark below as follows:

**X Proven** – The offense involved the taking of or damage to property in an amount sufficient to be an aggravating circumstance.

**X Proven** – The Defendant committed the offense as consideration for the receipt, or in the expectation of the receipt, of anything of pecuniary value.

**X Proven** – The offense cause physical, emotional, or financial harm to the victim.

Signed Presiding Juror# 10

We, the jury, duly empanelled and sworn, upon our oaths do find the Defendant Dan Wise as to **Count 19: Theft,** do find as to the alleged aggravating circumstances by the “X” mark below as follows:

**X Proven** – The offense involved the taking of or damage to property in an amount sufficient to be an aggravating circumstance.

**X Proven** – The Defendant committed the offense as consideration for the receipt, or in the expectation of the receipt, of anything of pecuniary value.

**X Proven** – The offense cause physical, emotional, or financial harm to the victim.

Signed Presiding Juror# 10

We, the jury, duly empanelled and sworn, upon our oaths do find the Defendant Dan Wise as to **Count 20: Theft,** do find as to the alleged aggravating circumstances by the “X” mark below as follows:

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**X Proven** – The offense involved the taking of or damage to property in an amount sufficient to be an aggravating circumstance.

**X Proven** – The Defendant committed the offense as consideration for the receipt, or in the expectation of the receipt, of anything of pecuniary value.

**X Proven** – The offense cause physical, emotional, or financial harm to the victim.

Signed Presiding Juror# 10

We, the jury, duly empanelled and sworn, upon our oaths do find the Defendant Dan Wise as to **Count 21: Fraudulent Schemes and Artifices,,** do find as to the alleged aggravating circumstances by the “X” mark below as follows:

**X Proven** – The offense involved the taking of or damage to property in an amount sufficient to be an aggravating circumstance.

**X Proven** – The Defendant committed the offense as consideration for the receipt, or in the expectation of the receipt, of anything of pecuniary value.

**X Proven** – The offense cause physical, emotional, or financial harm to the victim.

Signed Presiding Juror# 10

We, the jury, duly empanelled and sworn, upon our oaths do find the Defendant Dan Wise as to **Count 22: Theft,** do find as to the alleged aggravating circumstances by the “X” mark below as follows:

**X Proven** – The offense involved the taking of or damage to property in an amount sufficient to be an aggravating circumstance.

**X Proven** – The Defendant committed the offense as consideration for the receipt, or in the expectation of the receipt, of anything of pecuniary value.

**X Proven** – The offense cause physical, emotional, or financial harm to the victim.

Signed Presiding Juror# 10

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We, the jury, duly empanelled and sworn, upon our oaths do find the Defendant Dan Wise as to **Count 23: Fraudulent Schemes and Artifices,,** do find as to the alleged aggravating circumstances by the “X” mark below as follows:

**X Proven** – The offense involved the taking of or damage to property in an amount sufficient to be an aggravating circumstance.

**X Proven** – The Defendant committed the offense as consideration for the receipt, or in the expectation of the receipt, of anything of pecuniary value.

**X Proven** – The offense cause physical, emotional, or financial harm to the victim.

Signed Presiding Juror# 10

We, the jury, duly empanelled and sworn, upon our oaths do find the Defendant Dan Wise as to **Count 24: Theft,** do find as to the alleged aggravating circumstances by the “X” ark below as follows:

**X Proven** – The offense involved the taking of or damage to property in an amount sufficient to be an aggravating circumstance.

**X Proven** – The Defendant committed the offense as consideration for the receipt, or in the expectation of the receipt, of anything of pecuniary value.

**X Proven** – The offense cause physical, emotional, or financial harm to the victim.

Signed Presiding Juror# 10

We, the jury, duly empanelled and sworn, upon our oaths do find the Defendant Dan Wise as to **Count 25: Fraudulent Schemes and Artifices,,** do find as to the alleged aggravating circumstances by the “X” mark below as follows:

**X Proven** – The offense involved the taking of or damage to property in an amount sufficient to be an aggravating circumstance.

**X Proven** – The Defendant committed the offense as consideration for the receipt, or in the expectation of the receipt, of anything of pecuniary value.

**X Proven** – The offense cause physical, emotional, or financial harm to the victim.



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Signed Presiding Juror# 10

We, the jury, duly empanelled and sworn, upon our oaths do find the Defendant Dan Wise as to **Count 26: Theft**, do find as to the alleged aggravating circumstances by the "X" mark below as follows:

**X Proven** – The offense involved the taking of or damage to property in an amount sufficient to be an aggravating circumstance.

**X Proven** – The Defendant committed the offense as consideration for the receipt, or in the expectation of the receipt, of anything of pecuniary value.

**X Proven** – The offense cause physical, emotional, or financial harm to the victim.

Signed Presiding Juror# 10

We, the jury, duly empanelled and sworn, upon our oaths do find the Defendant Dan Wise as to **Count 27: Theft**, do find as to the alleged aggravating circumstances by the "X" mark below as follows:

**X Proven** – The offense involved the taking of or damage to property in an amount sufficient to be an aggravating circumstance.

**X Proven** – The Defendant committed the offense as consideration for the receipt, or in the expectation of the receipt, of anything of pecuniary value.

**X Proven** – The offense cause physical, emotional, or financial harm to the victim.

Signed Presiding Juror# 10

We, the jury, duly empanelled and sworn, upon our oaths do find the Defendant Dan Wise as to **Count 28: Fraudulent Schemes and Artifices,,** do find as to the alleged aggravating circumstances by the "X" mark below as follows:

**X Proven** – The offense involved the taking of or damage to property in an amount sufficient to be an aggravating circumstance.

**X Proven** – The Defendant committed the offense as consideration for the receipt, or in the expectation of the receipt, of anything of pecuniary value.

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**X Proven** – The offense cause physical, emotional, or financial harm to the victim.

Signed Presiding Juror# 10

We, the jury, duly empanelled and sworn, upon our oaths do find the Defendant Dan Wise as to **Count 29: Fraudulent Schemes and Artifices,,** do find as to the alleged aggravating circumstances by the “X” mark below as follows:

**X Not Proven** – The offense involved the taking of or damage to property in an amount sufficient to be an aggravating circumstance.

**X Proven** – The Defendant committed the offense as consideration for the receipt, or in the expectation of the receipt, of anything of pecuniary value.

**X Proven** – The offense cause physical, emotional, or financial harm to the victim.

Signed Presiding Juror# 10

We, the jury, duly empanelled and sworn, upon our oaths do find the Defendant Dan Wise as to **Count 30: Fraudulent Schemes and Artifices,** do find as to the alleged aggravating circumstances by the “X” mark below as follows:

**X Not Proven** – The offense involved the taking of or damage to property in an amount sufficient to be an aggravating circumstance.

**X Proven** – The Defendant committed the offense as consideration for the receipt, or in the expectation of the receipt, of anything of pecuniary value.

**X Proven** – The offense cause physical, emotional, or financial harm to the victim.

Signed Presiding Juror# 10

The jurors reply that these are their true verdicts.

FILED: Aggravating Circumstances Verdicts

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2009-173845-001 DT

10/07/2013

IT IS FURTHER ORDERED setting time for Sentencing on **November 20, 2013 at 8:30 a.m. in this division.**

IT IS FURTHER ORDERED setting a Status Conference on **December 06, 2013 at 11:00 a.m. in this division (1 hour time allotted).**

IT IS FURTHER ORDERED that the Adult Probation Office shall conduct a presentence investigation and submit a report to this division prior to sentencing.

IT IS FURTHER ORDERED revoking the Defendant's release conditions and remanding the Defendant to the custody of the Sheriff pending sentencing.

IT IS FURTHER ORDERED exonerating any bond posted in this matter.

IT IS FURTHER ORDERED permanently releasing any exhibits not offered in evidence.

4:35 p.m. Trial concludes.

FILED: Trial Worksheet and Exhibit Worksheet.

ISSUED: Exhibit/Record Release Form / Order Exonerating Bond.

This case is eFiling eligible: <http://www.clerkofcourt.maricopa.gov/efiling/default.asp>. Attorneys are encouraged to review Supreme Court Administrative Order 2011-140 to determine their mandatory participation in eFiling through AZTurboCourt.